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7 Attorney for TYLER MONSON

8
9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 TYLER MONSON,

15 Defendant.

Case No. 3:25-cr-00006-MMD-CLB

**STIPULATION TO CONTINUE
MOTION DEADLINES AND TRIAL
DATES**
(First Request)

16
17 IT IS HEREBY STIPULATED AND AGREED, by and between Federal Public
18 Defender Rene L. Valladares, Assistant Federal Public Defender SEAN A. MCCLELLAND,
19 counsel for TYLER MONSON, Acting United States Attorney Sue Fahami, and Assistant
20 United States Attorney MEGAN RACHOW, counsel for the United States of America, that the
21 calendar call currently scheduled for March 17, 2025 at 9:00 a.m. be vacated and continued to
22 **June 9, 2025** at 9:00 a.m., and the trial scheduled for April 8, 2025 at 9:00 a.m., be vacated and
23 continued to **July 1, 2025** at 9:00 a.m.

24 IT IS FURTHER STIPULATED AND AGREED, that the parties herein shall have to
25 and including **May 7, 2025**, to file any and all pretrial motions and notices of defense.
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1 IT IS FURTHER STIPULATED AND AGREED, by and between the parties, that they
2 shall have to and including **May 21, 2025**, to file any and all responsive pleadings.

3 IT IS FURTHER STIPULATED AND AGREED, by and between the parties, that they
4 shall have to and including **May 28, 2025**, to file any and all replies to dispositive motions.

5 The Stipulation to continue is entered into for the following reasons:

6 1. First, the failure to grant this continuance would deny counsel for the defendant
7 the reasonable time necessary for effective preparation, taking into account the exercise of due
8 diligence. See 18 U.S.C. § 3161(h)(7)(B)(iv).

9 2. The client is currently detained and consents to the continuance.

10 3. Counsel for the defendant will need additional time to conduct investigation in
11 this case in order to determine whether there are any pretrial issues that must be litigated and
12 whether the case will ultimately go to trial or resolved through negotiations.

13 4. The additional time requested herein is not sought for purposes of delay, but
14 merely to allow counsel for the defendant sufficient time to complete necessary research,
15 prepare and submit appropriate pretrial motions.

16 5. The proposed date would allow counsel to represent other clients zealously and
17 still allow for meaningful investigation and litigation of this case, including the filing of pretrial
18 and trial motions.

19 6. Denial of this request for continuance would deny counsel for the defendant
20 sufficient time to effectively and thoroughly prepare and submit pretrial motions and notices of
21 defense, taking into account the exercise of due diligence.

22 7. Additionally, denial of this request for continuance could result in a miscarriage
23 of justice. The additional time requested by this stipulation is excludable in computing the time
24 within which the trial herein must commence pursuant to the Speedy Trial Act, § 3161(h)(7)(A),
25 considering the factors under Title 18, United States Code §§ 3161(h)(7)(B)(i) and
26

1 3161(h)(B)(iv).

2 This is the first stipulation to continue filed herein.

3 DATED this 6th day March, 2025.

4
5 RENE L. VALLADARES
Federal Public Defender

SUE FAHAMI
Acting United States Attorney

6 By: /s/Sean A. McClelland

By: /s/Megan Rachow

7 SEAN A. MCCLELLAND
8 Assistant Federal Public Defender
Counsel for Tyler Monson

MEGAN RACHOW
Assistant United States Attorney
Counsel for United States

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,
4 Plaintiff,
5 v.
6 TYLER MONSON,
7 Defendant.

Case No. 3:25-cr-00006-MMD-CLB

FINDINGS OF FACT,
CONCLUSIONS OF LAW AND
ORDER

9 **FINDINGS OF FACT**

10 Based on the pending Stipulation of counsel, and good cause appearing therefore, the
11 Court finds that:

12 1. The continuance is necessary for the following reasons. First, the failure to grant
13 this continuance would deny counsel for the defendant the reasonable time necessary for
14 effective preparation, taking into account the exercise of due diligence. *See* 18 U.S.C.
15 § 3161(h)(7)(B)(iv).

16 2. The client is detained and consents to the continuance.

17 3. Counsel for the defendant will need additional time to conduct investigation in
18 this case in order to determine whether there are any pretrial issues that must be litigated and
19 whether the case will ultimately go to trial or resolved through negotiations.

20 4. The additional time requested herein is not sought for purposes of delay, but
21 merely to allow counsel for the defendant sufficient time to complete necessary research,
22 prepare and submit appropriate pretrial motions.

23 5. The proposed date would allow counsel to represent other clients zealously and
24 still allow for meaningful investigation and litigation of this case, including the filing of pretrial
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1 and trial motions.

2 6. Denial of this request for continuance would deny counsel for the defendant
3 sufficient time to effectively and thoroughly prepare and submit pretrial motions and notices of
4 defense, taking into account the exercise of due diligence.

5 7. Additionally, denial of this request for continuance could result in a miscarriage
6 of justice. The additional time requested by this stipulation is excludable in computing the time
7 within which the trial herein must commence pursuant to the Speedy Trial Act, § 3161(h)(7)(A),
8 considering the factors under Title 18, United States Code §§ 3161(h)(7)(B)(i) and
9 3161(h)(B)(iv).

10 This is the first stipulation to continue filed herein.

11 **CONCLUSIONS OF LAW**

12 The ends of justice served by granting said continuance outweigh the best interest of the
13 public and the defendant in a speedy trial, since the failure to grant said continuance would be
14 likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the
15 opportunity within which to be able to effectively and thoroughly prepare for trial, taking into
16 account the exercise of due diligence.

17 The continuance sought herein is excludable under the Speedy Trial Act, Title 18,
18 United States Code, Section 3161 (h)(7)(A), when the considering the factors under Title 18,
19 United States Code, Section 3161(h)(7)(B)(i) and (iv).
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ORDER

IT IS THEREFORE ORDERED that the parties herein shall have to and including May 7, 2025 to file any and all pretrial motions and notice of defense.

IT IS FURTHER ORDERED that the parties shall have to and including May 21, 2025 to file any all responses.

IT IS FURTHER ORDERED that the parties shall have to and including May 28, 2025 to file any and all replies.

IT IS FURTHER ORDERED that the calendar call currently scheduled for March 17, 2025 at 9:00 a.m. be vacated and continued to June 9, 2025 at 9:00 a.m., and the trial scheduled for April 8, 2025 at 9:00 a.m., be vacated and continued to July 1, 2025 at 9:00 a.m.

DATED this _____ of March, 2025.

MIRANDA M. DU
UNITED STATES DISTRICT JUDGE